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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL (LOD) NO.377 OF 2006

The Commissioner of Income Tax ..Appellant.

V/s.

M/s.CMC Ltd ..Respondent.

Mr.P.S.Sahadevan for appellant.

Mr.F.Andhyarjuna, senior counsel with Ms.Pallavi Divekar for respondent.

CORAM : F.I.REBELLO AND J.P.DEVADHAR, JJ.

DATED : 1ST OCTOBER, 2007.

P.C. :-

As the Motion is dismissed, appeal is also dismissed. Refund of Court fees as per rules. Certified copy expedited.

(F.I.REBELL0, J.)

(J.P.DEVADHAR, J.)